



**US Army Corps
of Engineers**
Louisville District ®

Public Notice

Public Notice No.
LRL-2016-1070-pjl

Open Date:
23 Jan 2017

Close Date:
22 Feb 2017

Please address all comments and inquiries to:
U.S. Army Corps of Engineers, Louisville District
ATTN: Ms. Pam Loeffler, CELRL-RDS, Rm 752
P.O. Box 59
Louisville, Kentucky 40201-0059

Phone: 502-315-6693

This notice announces an application submitted for a Department of the Army (DA) Permit, subject to Section 10 of the Rivers and Harbors Act of 1899.

APPLICANT: Evansville Marine Service, Inc.
 P.O. Box 6048
 Evansville, IN 47719

AGENT: Cash Waggoner & Associates, PC
 414 Citadel Circle, Suite B
 Evansville, IN 47715

LOCATION: Right bank of the Ohio River between Mile 748.5
 and Mile 750.0 in Spencer County, Indiana and
 Daviess County, Kentucky

Latitude: 37.855258
Longitude: -87.049516
7.5 Minute Quad: KY-Owensboro East

PURPOSE: Barge Fleeting Facility

DESCRIPTION OF WORK: The applicant proposes to construct and maintain a barge fleeting/mooring facility on the right bank of the Ohio River near Rockport, Spencer County, Indiana. Seven mooring stations would be installed along the bank as depicted on the attached plan and cross section drawings. Each mooring station would consist of a buried concrete deadman with steel chains and shackles, steel cables, and mooring buoys. The deadmen would be installed approximately 50 feet from the defined top of bank. The depth of each deadman would be approximately 5 feet deep to the top and 11 feet to the bottom. Excavation for the deadmen and steel cables would be performed in a manner to minimize the amount of surface disturbance, and appropriate measures would be implemented to prevent the discharge of material into the river channel. After installation is complete, the surface would be restored to its original configuration. Any excess material resulting from the installation of deadmen, would be removed from the site and disposed of properly. No other work is planned along the shoreline or further inland. Barge fleeting would be in accordance with the attached plans, with a proposed capacity of 180 barges, with barges being moored 6 abreast and 5 deep between each set of deadmen.

REVIEW PROCEDURES: A DA Permit cannot be issued if any legally required Federal, State, or local authorization or certification is denied.

Copies of this notice are sent to the appropriate Federal and State Fish and Wildlife Agencies. Their views and comments are solicited in accordance with the Fish and Wildlife Coordination Act of 1956. Based on available information, the proposed activity will not destroy or endanger any Federally-listed threatened or endangered species or their critical habitats, as identified under the Endangered Species Act, and therefore, initiation of formal consultation procedures with the U.S. Fish and Wildlife Service is not planned at this time.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. A request for a public hearing must state the specific interest which might be damaged by issuance of the DA Permit.

The National Register of Historic Places has been examined, and it has been determined that there are no properties currently listed on the Register which would be directly affected by the proposed work. If we are made aware, as a result of comments received in response to this notice, or by other means, of specific archaeological, scientific, prehistoric, or historical sites or structures which might be affected by the proposed work, the District Engineer will immediately take the appropriate action necessary pursuant to the National Historic Preservation Act of 1966 - Public Law 89-665 as amended (including Public Law 96-515).

The decision whether to issue a permit will be based on an evaluation of the probable impact of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits which reasonably may be expected to accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered; among those are conservation, economics, aesthetic values, general environmental concerns, historic values, fish and wildlife values, flood damage prevention, land use, navigation, recreation, water supply, water quality, energy needs, safety, food production, and in general, the needs and welfare of the public.

The Corps of Engineers is soliciting comments from the public; Federal, State, and local agencies and officials; Indian tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. It is presumed that all interested parties and agencies will wish to respond; therefore, a lack of response will be interpreted as meaning that there is no objection to the proposed project. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to

Regulatory Division
South Branch
Public Notice No. LRL-2016-1070-pjl

assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

Written statements received in this office on or before the closing date will become a part of the official record and will be considered in the determination on this permit request. Any objections which are received during this period will be forwarded to the applicant for possible resolution before the determination is made whether to issue or deny the requested DA Permit. A permit will be granted unless its issuance is found to be contrary to the public interest.

Information pertaining to this application is available for public examination during normal business hours upon prior request. Drawings are available on Louisville District's Internet site at <http://www.lrl.usace.army.mil/Missions/Regulatory.aspx>. All comments regarding this proposal should be addressed to Ms. Pam Loeffler, CELRL-RDS at the address noted above and should refer to the Public Notice Number LRL-2016-1070-pjl.

If you desire to submit your comments by email, you must comply with the following:

a) In the subject line of your email, type in **ONLY** the Public Notice ID No. LRL-2016-1070-pjl.

Example:

Subject: LRL-2016-1070-pjl

b) Provide your physical mailing address and telephone number.

c) Send your email to: lrl.regulatorypubliccomment@usace.army.mil.

d) If you are sending attachments greater than 1 Mb in size with your email, you must send a hard copy (CD or paper) to the Corps' physical address as well.

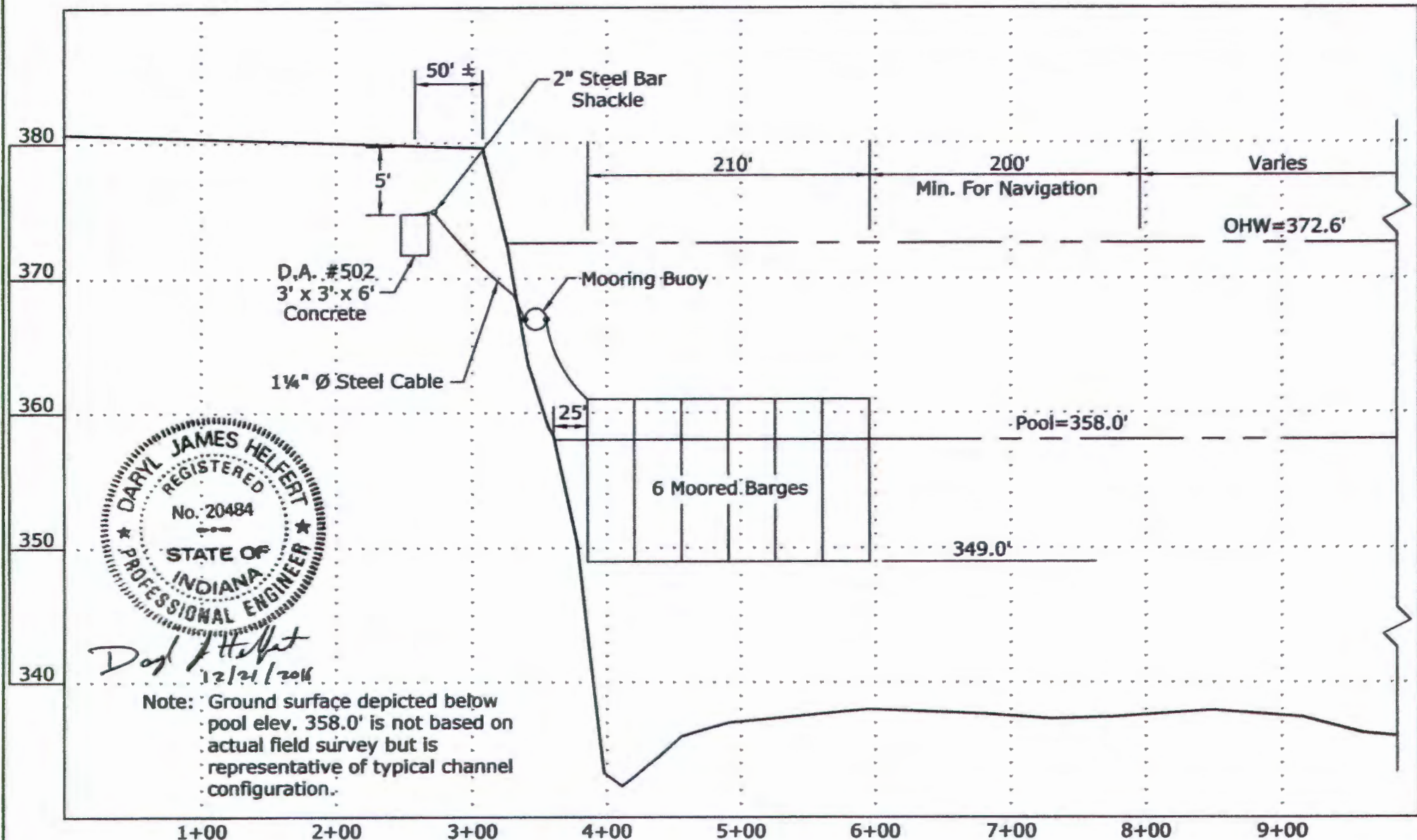


**CASH WAGNER
& ASSOCIATES**

CONSULTING/ENGINEERING/SURVEYING
414 CITADEL CIRCLE, SUITE 2, EVANSVILLE, IN 47715

LOCATION MAP
EVANSVILLE MARINE SERVICE, INC.
PROPOSED BARGE FLEETING/MOORING FACILITY
RIGHT BANK ON OHIO RIVER - R.M. 74B.5 TO 750.0
SPENCER COUNTY, INDIANA & DAVIESS COUNTY, KENTUCKY

PROJECT NO.:	16-2681
DRAWN BY:	A.W.W.
FILENAME:	2681 Survey Base
SCALE:	As Shown



1" = 100' HOR

1" = 10' VER



**CASH WAGGNER
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CROSS SECTION "C"
EVANSVILLE MARINE SERVICE, INC.
PROPOSED BARGE FLEETING/MOORING FACILITY
RIGHT BANK ON OHIO RIVER - R.M. 748.5 TO 750.0
SPENCER COUNTY, INDIANA & DAVIESS COUNTY, KENTUCKY

PROJECT NO: 16-2681
DRAWN BY: A.W.W.
FILE NAME: 2681 Survey Base
SCALE: As Shown

COE Public Notice LRL-2016-1070 -
Typical Cross-Section - Sheet 2 of 2 -